

## REGULAR MEETING OF CELINA CITY COUNCIL May 11, 2009

---

President Pro Tem Bachelor called the Regular Meeting of Celina City Council to order at 7:00 p.m. Council Members Bachelor, Buxton, Jeffries, King, Larmore, Scott and Sell answered roll call. Also present were Safety Service Director Hazel, Planning & Community Development Director Bryan, City Auditor Stewart, and City Law Director McKirnan.

CM Sell made a motion to accept the amended agenda dated 5/11/09, seconded by CM Larmore. Roll call vote 7-0, Aye.

CM Scott made a motion to accept the minutes of the April 27, 2009 Regular Council Meeting as corrected, seconded by CM Sell. Roll call vote 7-0, Aye.

### **COMMITTEE REPORTS:**

CM Jeffries reported the Streets & Alleys Committee met on May 4<sup>th</sup>. He said the committee discussed a drive-up window at Java Nation, sidewalk dining at Ron Amstutz property, and paving plans for various areas around town. A brief discussion by council on the drive-up window followed.

CM King said the Parks & Recreation Committee met on May 5<sup>th</sup> to discuss a skate park. The city was notified of a \$10,000 grant received from the Tony Hawk Foundation.

CM Bachelor stated that the Personnel & Finance Committee met May 5<sup>th</sup>. They went into an executive session on a personnel matter. After the executive session the committee reviewed the current status of expenditures. There are two projected short falls, one in the water department and the other in the wastewater department.

### **COMMUNICATIONS:**

Chief Slusser explained the Secure Our Schools Program Grant. He said it has to come through the city and the application is due Friday. There is no cost to the city other than administrative cost of it passing through the city. CM Sell made a motion to allow Chief Slusser to put his signature on the grant application and to proceed with the application, seconded by CM King. Roll call vote 7-0, Aye.

### **AUDIENCE COMMUNICATIONS:**

Don Kohnen asked the status with the school's participation on the TIF issue. Director Bryan said the school has not taken any action yet. It is in their hands to be addressed.

Craig Miller, of Millers Towing, questioned how the wrecker services are called by the police department. He said he hasn't received calls lately. Chief Slusser explained local services are on the list twice and out of local only once. Millers Towing is considered a local service and the Chief said he would check to see how the computer is set up on calling services.

Chief Slusser appeared before council to receive comments on 6-09-R. A requirement of the JAG Grant application is for the public to have an opportunity to ask questions. He explained some of the other requirements for the grant and explained what the police department would like to use the grant for.

### **NEW BUSINESS: (First Reading)**

32-09-O: An Ordinance authorizing the Safety-Service Director to advertise and accept bids for construction of a sanitary sewer bypass as part of the decommissioning project of the Stauffer Lift Station, and declaring an emergency. CM Scott asked if this is going to be decommissioned is there anything salvageable. Director Hazel said some parts may be. CM Sell asked about the cost of the preliminary design. Director Hazel explained the cost and said it came from the contingency fund. CM Scott asked if this is in conjunction with Wabash Communications and Director Hazel said yes. He explained what they want to do with cable and

phone lines. CM King made a motion to suspend the rules, seconded by CM Scott. Roll call vote 7-0, Aye. CM Larmore made a motion to pass the ordinance, seconded by CM Buxton. Roll call vote 7-0, Aye.

33-02-O: An Ordinance authorizing the Safety-Service Director to enter into an agreement through Mercer County One Stop Employment with Job Works, Inc. for the employment of individuals entering the workforce, and declaring an emergency. CM King asked if we had partnered with them before and Director Hazel said he doesn't recall anytime. CM Sell asked if this is more stimulus money and Director Hazel said yes. CM Bachelor asked if we are looking to hire any minors. Director Hazel said he is not looking to; we typically don't other than for the pool. CM Bachelor said the agreement talks about overtime and asked what the threshold overtime is. Director Hazel said 40 hours but we don't plan to work any overtime. He explained that they pay them not the city. We don't set the pay rate. CM Bachelor asked how many individuals we're expecting. Director Hazel said at this time three total, all in different departments. A motion to suspend the rules was made by CM Sell, seconded by CM Larmore. Roll call vote 7-0, Aye. CM Sell made a motion to pass the ordinance, seconded by CM Buxton. Roll call vote 7-0, Aye.

34-09-O: An Ordinance amending various categories within ordinance 9-09-O as a Second Supplement to the 2009 Annual Appropriations, and declaring an emergency. CM Scott asked about a stop gap, how long will this plug up the hole. Auditor Stewart said it depends on how much we spend. CM Bachelor briefly explained how they came up with some of the numbers. Auditor Stewart said this balances the budget. CM Larmore asked for verification that we are taking from the fire capital improvement fund and Director Hazel said yes. He explained what things are looked at for this ordinance. CM Jeffries asked how with cost rising we could cut back in supplies for the water department and Director Hazel explained. CM Scott made a motion to suspend the rules, seconded by CM Buxton. Roll call vote 7-0, Aye. A motion to pass the ordinance was made by CM King, seconded by CM Larmore. Roll call vote 7-0, Aye.

7-09-R: A Resolution appointing a representative from the City of Celina to the Ohio Public Works Integrating District 13 Board, and declaring an emergency. CM Sell asked how many districts there are and Director Bryan said he believes there are 17 in the state. CM Sell asked what we are integrating. Director Bryan said this means putting government entities together to form a board. CM Jeffries said it was one year before and now it is three years and asked if something changed. Director Bryan said he was filling the position left by Jay Korte before. CM Scott made a motion to suspend the rules, seconded by CM Sell. Roll call vote 7-0, Aye. CM King made a motion to pass the resolution, seconded by CM Larmore. Roll call vote 7-0, Aye.

8-09-R: A Resolution authorizing the Celina Fire Chief to execute a Memorandum of Understanding with Mercer County Fire Departments to participate in a grant application to the 2009 Assistance to Firefighters Regional Grant Program for the purchase of enhanced and or upgraded communications equipment, and declaring an emergency. CM Sell asked if other communities are contributing to the match. Director Hazel said yes, it depends on the amount they receive. CM Bachelor asked what we are buying. Director Hazel said a communication system. Coldwater has the lead on the grant. This is more stimulus money. A motion to suspend the rules was made by CM Sell, seconded by CM Larmore. Roll call vote 7-0, Aye. CM Buxton made a motion to pass the resolution, seconded by CM Scott. Roll call vote 7-0, Aye.

**OLD BUSINESS: (Third Reading)**

26-09-O: An Ordinance authorizing the Mayor to enter into a Professional Services Agreement for a CDBG Tier II Grant Coordinator, and declaring an emergency. CM Bachelor questioned if the ordinance should have a not to exceed amount. He asked if Jerry has started already. Director Bryan said yes, he has been doing some work and attended one day of training. CM Bachelor questioned if the extension section should be taken out in the contract. CM Sell questioned the hours per week worked. CM Bachelor recommended scratching the hours per week because when the money is gone Jerry's job is over. CM Scott said he was asked two questions from someone; why he was chosen and do you feel there is a conflict of interest. Some council members said they don't see a conflict of interest since the clerk doesn't vote. Director Bryan explained why he was chosen and said he sees no conflict of interest. Law Director McKirnan said he would need to know what they feel is a

conflict before he could answer if there is one. There was a short discussion on hours he is working or might be working. A motion to accept the amended ordinance dated 5/11/09 was made by CM Sell, seconded by CM King. Roll call vote 7-0, Aye. CM Sell made a motion to amend the ordinance by adding the words “not to exceed \$30,000” in Section One, seconded by CM Buxton. Roll call vote 7-0, Aye. A motion to pass the ordinance was made by CM Larmore, seconded by CM Sell. Roll call vote 7-0, Aye.

4-09-R: A Resolution authorizing the Mayor to enter into a Coordination Agreement with the State Historic Preservation Office in order to expedite implementation of certain elements of the FY '08 Community Development Block Grant (CDBG) Downtown Revitalization Program; and declaring an emergency. CM Scott made a motion to table the resolution, seconded by CM Sell. Roll call vote 7-0, Aye.

#### **ADMINISTRATIVE REPORTS:**

Director Hazel reported:

- EMS Star of Life Award to be given to Bob Schulte, Chris Cline, Brian Davis, Matt Schlater, and bystanders Bart Beck, Jerry Bergman, and Joe Yahl.
- Playground equipment in place at Eastview Park
- Hot mix plant has yet to open

Director Bryan reported:

- He sees nothing in Tony Hawk Agreement that would preclude us from using the park for other events
- Bids opened last Wednesday for Johnson Ave. – low bidder was Shinn Brothers

Director Hazel said he’s received information to shingle the roof of the public works building. He would like to take the balance of the \$30,000 not used on the front part of the roof plus up to \$4,000 from the contingency fund. CM Sell made a motion to allow Director Hazel to use up to \$4,000 from the contingency fund to complete the roof at the public works building, seconded by CM Scott. Roll call vote 7-0, Aye.

#### **FOR THE GOOD OF THE ORDER:**

CM Jeffries said the sign at the boat ramp needs some work. Half the letters are missing and it’s hard to see the walkway when backing a boat up.

CM Scott said the time signal at Lilac and Myers Road will not pick up his motorcycle, it needs adjusted.

CM Buxton asked three questions:

- Have subdivision rules been looked at for finishing pavement – Director Bryan said nothing has been done yet
- Length of grass issues being taken care of – Director Hazel said they have started citing property owners
- Having problems with Time Warner getting their lines buried – Director Hazel he can’t order them but can speak with them about this

CM Bachelor asked about the engineering on the Market Street waterline project. Director Bryan said it is not engineered yet but have put it on our list that it is a shovel ready project.

President Pro Tem Bachelor adjourned the meeting at 9:08 p.m.

Jackie L. Lacy, Council Clerk